

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
REQUEST FOR FILING APPLICATION UNDER 37 C.F.R. 1.53(b)
WITHOUT FILING FEE AND/OR WITHOUT EXECUTED INVENTOR'S DECLARATION

15915 U.S. PTO
09/22/03

Stop Patent Application

Atty. Dkt. 4148-24

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Date: September 22, 2003

This is a request for filing a new PATENT APPLICATION under Rule 53(b) entitled:

ATTENUATED MICROORGANISM STRAINS AND THEIR USES

without a filing fee and/or without an executed inventor's oath/declaration.

This application is made by the below identified inventor(s). Attached hereto are the following papers:

☐ Newly executed Declaration, ☒ Copy of Declaration from prior application, ☒ Abstract

28 pages of specification and claims (including 19 numbered claims), and
8 sheets of accompanying drawing/s.

☒ Priority is hereby claimed under 35 U.S.C. § 119 based on the following foreign applications:

Application Number

Country

Day/Month/Year Filed

9621091.9

Great Britain

09 October 1996

PCT/GB97/02740

07 October 1997

, respectively, the entire contents of which are hereby incorporated by reference in this application.

☐ Certified copy(ies) of foreign application(s) is/are attached.

☒ Certified copy(ies) filed on 07 October 1997 in prior application no. PCT/GB97/02740.

☐ This application claims the benefit of Provisional Application No. _____, filed _____, the entire content of which is hereby incorporated by reference in this application.

☒ This application is a ☒ **continuation**/☐ division/☐ continuation-in-part of Application No. 09/770,405, filed 01/29/01, pending; which is a CON of Appln. No. 09/413,807, filed 10/07/99, now US 6,251,406 B1; which is a CIP of Appln. No. 09/288,861, filed 04/09/99, now US 6,458,368; which is a 371 of Int'l Appln. No. PCT/GB97/02740 filed 10/07/97; the entire contents of which are hereby incorporated by reference in this application.

☒ Petition filed in prior application to extend its life to insure co-pendency.

☒ The prior application is assigned to BTG International Limited.

☒ It is hereby requested that the Examiner consider the art cited in the above parent application(s) by applicant and/or the Examiner for the reasons stated therein. A listing of that art is attached but, pursuant to Rule 98(d), copies are not required.

☐ Applicant claims "small entity" status. ☐ "Small entity" statement attached.

☒ Please enter the attached and/or below preliminary amendment **prior** to calculation of filing fee:

☒ Also attached: ☒ **PTO Forms-1449**; ☒ **Paper and Computer Readable Forms of Sequence Listing**

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